

PATENT

Attorney Docket No. 5725.0134-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Christine DUPUIS)
Rule 53(b) continuation appln. of)
Serial No.: 08/694,591) Group Art Unit: Unassigned
Filed: October 15, 1998) Examiner: Unassigned
For: COSMETIC COMPOSITION)
WITH A FIXING AND/OR)
CONDITIONING POWER)
CONTAINING A SPECIFIC)
ACRYLIC COPOLYMER)

JCI35 U.S. PTO
09/172853
10/15/98

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Copies of the listed documents were previously submitted by Applicant or cited by the Examiner in the parent application, Serial No. 08/694,591, filed August 9, 1996, upon which applicant relies for the benefits provided in 35 U.S.C. § 120. Applicant respectfully requests that the Examiner consider the listed documents and

indicate that they were considered by making appropriate notations on the attached form.

The following is a concise statement of relevance of the non-English language documents:

1. **FR 2 697 160** - The relevance of this document can be found in the English language Derwent Abstract, copy previously submitted.
2. **WO 95 28909** - The relevance of this document can be found in the English language Abstract found on the title page.
3. **WO 9221316** - The relevance of this document can be found in the English language Abstract found on the title page.
4. **EP 0424260** - This document is a foreign language counterpart of U.S. Patent 5,160,730, copy previously submitted.
5. **FR 2351135** - This document is a foreign language counterpart of U.S. Patent 4,085,264, copy previously submitted.
6. **EP 379082** - This document is a foreign language counterpart of U.S. Patent 5,306,484, copy previously submitted.
7. **DE 431305** - The relevance of this document can be found in the English language Derwent Abstract, copy previously submitted.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Date: October 15, 1998

By:



Rachel Townsend
Reg. No. 41,443